

Development (1939) Department
Devt.

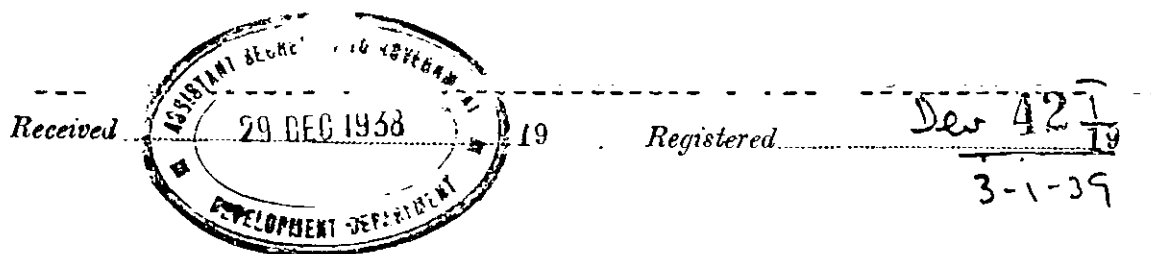
MS MS.SERIES.

G.O. No.	2940
Dated	4-12-39

[Despatch Abstract.]

Forest - Establishment - D.L. Sequeira, Clerk, District Forest Office,
South Kanara Division - Excess leave - Adjustment - Ordered.

Forest DEPARTMENT.



Subject.

Establishment -

D.L. Sequeira, clerk, District Forest
Office, South Kanara division - payment
of excess leave salary - regularisation.

- ENCLOSURES -

No.

Reference No. 10606-38-D1.

Spare copies

Station Madras, Dated the 23rd December 19 38.

From (Name) C.C. Wilson Esq., I.F.S.,

(Designation) Chief Conservator of Forests.

To The Secretary to the Government of Madras,

Development Department.

Sir,

D.L. Sequeira, an unpassed clerk in the District
Forest office of the South Kanara division was granted
leave on average pay with and without medical certificate
for one year, four months and twelve days as shown
below:--

b. t. o.

Leave at credit		Different dates		Leave taken on average pay.	
In Col.6.	In Col.7.	leave availed of		Against the	Against the
		From	To	limit in	limit of 1 year
				Col.6.	for leave on
				Cl.10.	medical certifi-
					cate Col.11
Y.M.D.	Y.M.D.			Y.M.D.	Y.M.D.
0 2 5	0 7 16	20-4-22	4-7-22	0 2 5	0 0 10
0 1 0	1 3 16	4-6-31	2-2-32	--	0 8 0
0 1 1	0 7 16	11-2-32	10-3-32)	0 1 0	0 -- 0
		11-3-32	10-7-32)	--	0 4 0
				10 days	
0 0 28	0 4 12	5-5-33	2-6-33	0 0 28	--
		3-6-33	4-10-33	--	0 4 2
				4 months 12 days	
				Total	1 4 12

2. During the course of the audit of accounts of the old Mangalore South division, the Accountant General's staff stated that the leave granted on average pay and on medical certificate was in excess of one year's limit allowed in Fundamental Rule 81 (b)(i) and that leave on average pay granted for four months and 12 days should be treated as leave on half average pay. As such the excess pay drawn by the clerk is Rs.77-5-0 as detailed in the margin.* The Accountant General who was responsible for the scrutiny of leave accounts and therefore for the error in question has retired from service from the 28th April 1938. As the clerk's pay is only Rs.35/- a month out of which he has to support a family of five members, I consider it will be hard to recover the amount from him by deductions from his pay. In the circumstances I request that Government be pleased to waive the recovery of Rs.77-5-0.

*Leave salary for 4 months and 12 days at Rs.35/- 154-5

Deduct leave salary admissible on half average pay. 77-0

Excess drawn 77-5

Ko
27.12.38

for Chief Conservator of Forests,
Madras.

3

16/11/11

Secy - Dep't

G.O. No. 42 I/39-1 D/17-1-39

Dep
D/17-1-39

~~Dep~~ ✓

Establishment - D. L. Sequeira

- clerk D. F. Office South

Kanara Division - payment of
excess leave salary - regularisation

pp 1-2 c/

From the C. C. F. Ref. No 10606-38-D1

D 23-12-38

The C. C. F. is requested to report the date of audit of the accounts of the old South Mangalore Division by the A.G. If the audit was before 28-4-1938, he is requested to report why no action was taken for the recovery of the excess leave salary from the Accountant who is reported to be responsible for the error.

G.O. 20.2.39

" 23.3.39

2 The Head clerk and the D. F. O. are also responsible for the error. The C. C. is requested to assess their responsibility in the matter and submit a detailed report for the orders.

~~2~~ 4

of books with the connected
papers.

RC
17139.

To H. C. C. F.

17139
876
17139.

Dpd. by	
	Messenger
Dpd.'s initials	W
Date	18-1-1939

FOREST DEPARTMENT.



Received 19

 Registered Dev-13069 I
8.5.39 19

Subject.

Establishment - D. L. Sequeira, Clerk, District
 Forest Office, South Kanara Division - Payment of excess
 leave salary - Regularisation.

ENCLOSURES.

No. Eight and
 One service book
 of D. L. Sequeira
 (to be returned)
 Spare copies.....

M. S. D. S. D. Reference No. 10606/38-D.1

Station Chepauk, Madras, Dated the 4th May 19 39.

From (Name) C. C. Wilson, Esq., I.F.S.

(Designation) Chief Conservator of Forests.

To The Secretary to the Government of Madras,

DEVELOPMENT Department.

Sir,

P P 3-11 M. S. D.

Reference: Government Memorandum No. 42-I/39-1, Development, dated the 17th January 1939.

P. 3 M. S. D.

Paragraph 1 of the Government Memorandum. The audit of the accounts of the old Mangalore South Division was conducted by the Accountant-General's staff in May 1938 i.e. after the Accountant, Sri K. Vaman Kini, had retired from service.

13 M. S. D.

Paragraph 2 of the Government Memorandum. During 1932 and 1933 ~~when~~ Clerk D. L. Sequeira was granted leave on average pay on medical certificate in excess of one

6
---2---

year's limit, three different District Forest Officers held charge of the old Mangalore South Division and two clerks were in charge of the establishment seat. There was however no change in the personnel of the head clerk and accountant and these posts were respectively held by Sri S. Narayana Naick and Sri J. Vaman Kini. A statement showing the names of the above individuals together with the information as to the amount of leave/salary drawn in excess is enclosed.

3. The original records containing the leave application of the clerk and the certificate of eligibility, testified to by the Establishment Clerk or the Accountant, and scrutinized by the Head Clerk, none of which are of later date than 1933, have been destroyed; copies of service orders have, however, been kept and are available. Copies of the relevant service orders are enclosed.

4. The practice in the division at that time was that the eligibility for the leave was to be certified to by the accountant and the papers were then passed formally, by the Head Clerk, and submitted to the District Forest Officer for approval.

5. I am of the opinion that the Head Clerk and the District Forest Officers concerned were entitled to accept the statements presented to them by a responsible clerk such as the accountant, and for the error in question they should not be held responsible in the absence of records to show definite neglect on their part. In the present case the original records are not available.

6. In the above circumstances I regret I am unable to assess the responsibility of the Head Clerk and the District Forest Officers in the matter.

K. S. 39
6.5.39

6 - MAY 1939

For Chief Conservator of Forests.

S. 612

Statement showing the names of the District Forest Officers and that of Head Clerk, Accountant and Establishment Clerk involved in the irregular grant of leave to clerk D.L.Sequiera.

Name of the Establishment clerk responsible. (1)	Name of the Accountant responsible. (2)	Name of the Head Clerk, responsible. (3)	Name of the District Forest Officer responsible. (4)
B.Venkata-krishna.	Sri M.Vaman Kini. (Retired from 28-4-33).	Sri S.Narayana Naick.	Rao Sahib Sri E.V.Padmanatha Pillai. (To retire from 9th February 1939). <i>Retired</i>
Sri N.L. Venkata Rao.	Sri-do-	-do-	P.W.Davis, Esq., I.F.S.,
..(a) Sri N.M. Venkata Rao from 20.7.33 to 4-8-33.	-do-	-do-	Sri B.J.Singh, I.F.S.,
(b). Sri B. Venkata-krishna from 5-8-33 to 4-10-33.			

Note:- According to the distribution of office work, the Establishment clerks (column 1) were working under the instruction of the Accountant (Column 2), and that all Establishment papers attended to by the Establishment clerks should pass through the Accountant.

Period during which they were in charge of the division. (5).	Name of the Dt. Forest Officer in whose name the service order was issued. (6).	Evidence in support of the statement made in col.(6). (7)	Period of leave held under audit objection. (8)	Amount of leave salary excd. or L. (9)
1-6-30 to 10-10-1932.	Rao Sahib Sri E.V. Padmanabha Pillai.	Service order No.54/32 d: 19-5-1932.	1st to 10-7-32. 10 days, at Rs.17-8-0.	5-10-0.
27-10-32 to 15-7-1933.	P.W.Davis, Esq., but fair copy signed by B.J.Singh, Esq., Deputy Conservator of Forests attached as assistant to the Dt.Forest Officer.	Service order No.67/1932, dated 18-1-33, & Service order No.54/33 d: 7-7-1933.	3-6-1933 to 4-3-1933 2-6-1933 to 30-6-1933 at Rs.17-5-0. .. For July 1933 at Rs.17-5-0. 1-8-1933 to 4-8-1933 at Rs.17-3-0. ..	15-15-0 7-8-0 2-4-0 6-11-0
15-7-1933 to 30-9-1934.	Sri B.J.Singh, I.F.S.	Service order No.101/33 d: 10-5-33 & Service order No.111/33 d: 5-9-33.	5-8-33 to 4-10-1933. 5-8-33 to 31-3-33 at Rs.17-3-0 ... For Septr. 1933 at Rs. 17-8-0. ... 1 to 4-10-33 at Rs.17-3-0...	5-4-0 17-8-0 2-4-0 35-0-0 <u>Total. ..</u> 77-5-0

(s.) L.Kesavanunni Nayar,
17-2-39
District Forest Officer,
South Kanara.

(True copy)

21
R.O.C.No. 686/32.C 2
S.O.No. 5./1932.

8
Dt. Forest Office, South Mangalore,
Mangalore, dated 19th May 1932.

Subject :- Establishment - D.L. Sequeira, Clerk, District Forest
Office South Mangalore - leave granted.

Reference :- His application dated 9-5-1932.

D. L. Sequeira IV Clerk District Forest Office, South
Mangalore is granted an extension of two months' leave on
average pay on medical certificate in continuation of the leave
already granted in this office S.O.No. 22/32 dated 11-3-1932.
He should produce necessary physical fitness certificate before
rejoining duty.

The existing arrangements in his succession will
continue.

Sd. S.V. Padmanabha Pillai,
District Forest Officer, S.Mangalore.

To

The individuals concerned.
Copy to Range Officers Kasarago and Puttur.

/ True copy/

By Order

Sd. S. Narayana Nayak,
20-5-1932.
Head Clerk.

/ True copy/

17
15-2 38


District Forest Officer,
South Kanara.

Ref.C.2. 1218/33
S.O.No. 67/33

Dt. Forest Office, South Mangalore,
Mangalore, dated 18th May 1933.

~~22~~ 9
I c m a

Subject :- Establishment - Sequeira D.L - 3rd Clerk - District Forest Office - South Mangalore - Leave on medical certificate granted.

Reference :- His application dated 11-5-1933.

D. L. Sequeira, third clerk, District Forest Office, South Mangalore is granted leave on average pay on medical certificate for one and a half month from 5-5-1933 .M.

M. Amrutha Rao, an intermediate who had worked for some time in the Kasaragod Range Office is appointed to act as third clerk District Forest Office, South Mangalore vice No.1 with effect from 11-5-1933 afternoon.

Sd. B.J. Singh,
21-5-1933
For District Forest Officer,
South Mangalore.

To the individuals concerned.
Copy to service order file.

(H. Rank)
20.5.33
(Initialed)

/ True copy/

2/5.2.33

[Signature]
District Forest Officer,
South Mangalore.

~~25~~
R.C.No. 1218/33
S.O.No. 84/1933

10
Dt. Forest Office, South Mangalore,
Mangalore, dated 7th July 1933.

--

Subject :- Establishment - Sequeira D.L. Clerk. District
Forest Office, South Mangalore - extension of leave granted.

Reference :- His application dated 17-6-1933.

D. L. Sequeira, V Clerk, District Forest Office, South
Mangalore is granted extension of leave on average pay on
medical certificate for one and a half month in continuation
of the leave granted in this office Service order No. 67/33
dated 18-5-1933.

2. N.M. Venkat Rao, Range Clerk, Puttur (pro-permanent)
will continue to act as V clerk, District Forest Office,
South Mangalore vice No.1.

3. No. 1 should produce a medical fitness certificate
before he joins duty after the expiry of the leave.

Sd. B.J. Singh,
12-7-1933

For Dt. Forest Officer,
South Mangalore.

To

The individuals concerned.
Copy to Range Officers Puttur and Kasaragod.

~~2~~
15.2.38

[Signature] 17.2.38

District Forest Officer,
South Kanara.

Ref.C.No. 2116/33 C 2
S.O.No.101/1933

District Forest Office, South Mangalore
Mangalore, dated 10th August 1933.

Subject :- Establishment - Sequeira D.L - Clerk, District
Forest Office, South Mangalore - extension of leave -granted.
Reference :- His application dated 1-8-1933.

D.L. Sequeira, V clerk, District Forest Office, South
Mangalore is granted an extension of leave on average pay on
medical certificate for one month in continuation of the leave
granted in this office Service Order No.84/33 dated 7-7-1933.

2. The Existing arrangements in his succession will
continue.

3. D.L. Sequeira should produce a medical fitness
certificate before he joins duty after the expiry of the leave.

Sd.B.J. Singh,
District Forest Officer.S.M.

To the individual is concerned
Copy to the Range Officers Puttur and Kasaragod.
Copy to service order file.

/ True copy/

By Order

Sd. S. K. Nayak,
12-8-1933.
Head Clerk,

/ True copy/

15.2.39

[Signature] 17.2.39
District Forest Officer,
South Kanara.

28 12
R.O.C.No.2114/33.C 2
Service Order No.111/33

Dt. Forest Office, South Mangalore
Mangalore, dated 5th September 1933.

Subject :- Establishment - Sequeira D.L. Clerk, District
Forest Office, South Mangalore - extension of leave granted.

Reference :- His application dated 2-9-1933.

D. L. Sequeira, V Clerk, District Forest Office, South
Mangalore is granted an extension of leave on average pay on
medical certificate for one month in continuation of the leave
granted in this office service Order No.101/33 dated 10-8-1933.

2. Existing arrangements in his place will continue.

3. D.L. Sequeira should produce a medical certificate
of fitness before he rejoins duty after expiry of the leave.

Sd. B. J. Singh,
Dt. Forest Officer, S.M.

To D.L. Sequeira.

Copy to Range Officers Puttur and Kasaragod.

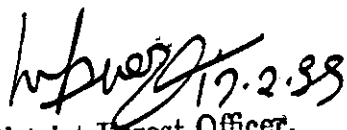
/ True copy/

By Order

Sd. S. Narayana Nayak,
9-9-1933.
Head Clerk.

/ True copy/

28 12
15-2-33


District Forest Officer,
South Kanara.

~~SK~~ 13

Extract from the Administration report of --
Mangalore South Division for the year ending 31st
March 1934.

Chapter VII -----

District charge.

Mr. P.W.Davis was in charge of the Division until 15-7-1933 afternoon when he was relieved by Mr B.Janakiram Singh, who in turn handed over charge to Mr. W.G. Dyson on 21-2-1934 forenoon. Mr. Dyson continued in charge of the Division till the close of the year.

Mr. B. Janakiram Singh served in the Division as an attached officer from the forenoon of 15th May 1933 until the forenoon of 15th July 1933 and from the afternoon of 21-2-1934 until the close of the year.

Extract from the quinquennial report of the South Mangalore Division for the period ending 31-3-1934.

Administration.

The following officers held the District charge under the quinquennium.

1. V.G. Darrington, Esquire I.F.S Deputy Conservator of Forests from the beginning of the quinquennium till 9-6-1930.
2. M.R.Ry E.V.Padmanabha Pillai, Avergal, Extra Assistant Conservator of Forests, from --- 10-6-1930 to 26-10-1932.
3. P.W.Davis Esquire, I.F.S., Deputy Conservator of Forests from 27-10-1932 to 15-7-1933.
4. B. Janakiram Singh, Esquire I.F.S, Deputy Conservator of Forests from 16-7-1933 to 20-2-1934.
5. W.G. Dyson, Esquire, I.F.S, Deputy Conservator of Forests from 21-2-1934 till the end of the quinquennium.

by
16.2.39

True Copy.
By order.
<i>P. S. Krishna</i> Head Clerk.

~~33~~ 14

Extract from the Audit notes - Mangalore South
Division.

Serial Number
of paragraph
of report.

Inspecting Officer's remarks.

II

South Mangalore Forest Division service books.

a) Service book and leave account of
D.L.Sequeira, Clerk.

The clerk had the following leave at
his credit on 11-2-1932.

	Y	M	D
Column 6	0	1	1
Column 7	0	7	16

He was granted leave from .1932 as
shown below:-

Leave on average pay without medical
certificate for one month from 11-2-1932.

Leave on average pay on medical certificate
for 4 months from 11-3-1932 to 10-7-1932.

As he has already taken leave on average
pay for a total period of 8 months and 10 days
which was debited to column 11 and as there was
only a credit of 1 day in column 6 he should
have been granted leave on average pay on medical
certificate for 3 months and 20 days-only from
11-3-1932 and the leave on average pay granted
from 1st to 10th July 1932 should be treated as
leave on half average pay.

Again the clerk was granted leave on
average pay on medical certificate for 5 months
from 5-5-1933 when he had the following leave
at his credit.

Column 6
including the balance 0
of one day on 11-7-1932. 0 28 days

15 - 54
Column 7

4 months and
12 days. .

The leave was debited in the leave --
ccount as follows:-

Column 10

28 days

Column 11

4 months and 2 days.

As leave to the extent of one year was already
debited in column 11 and there was no leave to his
credit in column 6 the leave on average pay for
4 months and 3 days taken from 2-6-1933 to 4-10-1933
(the leave on average pay for 28 days from 5-5-1933
ended on 1-6-1933) should be treated as leave on
half average pay.

The leave salary overdrawn amounts to Rs 77-5-0
as shown below which requires regularisation.

Leave salary at	0	
Rs 17-8-0 overdrawn	0	Rs 5-10-0
from 1st to 10th	0	
July 1932	0	
Leave salary at	0	71-11--0
Rs 17-8-0 overdrawn	0	
from 2-6-1933 to	0	
4-10-1933	0	-----
Total		77--5--0

21.239

(By order)

P. S. Krishna
Deputy 21-2-34

16

8/16/6

Dev. Sch.

Desp. miss. encl.
7/15.6.39.

G. M. No. 425/39-3 8/15-6.39

Establishment - D.L. Sequeira
- clerk - D. Forthie Smith (Kenya)
Division - payment of excess
leave salary - regularization

PP 5-618

Correspondence ending with c.c.f.
letter No. 10606/38-D1 8/4-5.39

para 2 PP 3-4-1

It has been suggested that
the excess leave on average pay
on MC₁ enjoyed by the clerk may be
adjusted against the amount
of leave on average pay
subsequently earned by him.
The c.c.f. is requested to
report whether the clerk has now
to his credit enough leave
on average pay to be so adjusted
and, if he has, whether the clerk
is willing to have the adjustment
made.

Agreed with S.R.
8/16/6
To the c.c.f. with reference reg. ret'd.
plac. und. stat.

15/6/39

8/13.6.39.

8/14.6.39.

E. R. 21.7.39
E. R. 25.8.39
Next F. R. 10.7.39

Reply, please quote
number, date and short
title.*

Received 17 Registered _____

From (Name) C.C.Wilson Esq., I.F.S.,

(Designation) Chief Conservator of Forests,

Post Box 415, (STATION) Chepauk, Madras.

Telegraphic Address Chief Conservator.



To The Secretary to Government,
Development Department,
Fort Saint George, Madras.

Refce. No. 10606/38, dated 24th August 1939
DI

Sir,

*Subject:-Establishment - Ministerial - D.L.Sequeira,
Clerk, South Kanara Division - Payment of
excess leave salary - regularization.

ENCLOSURES _____

Refce:-Development Department Memorandum No.42-I/
39-3, dated 15-7-1939.

SPARE COPIES _____

The clerk has no leave on average pay at his
credit at present.

DKS/29.8.

h. h. h.
30/8/39
for Chief Conservator of Forests.

CPA
25/8 30 AUG 1939

30/8/39

18

22/9

Rev. Def.

O.M. NO. 42-1)38-5 Ds 20.9.38

C.G.B

h) Rept
22.9.38

20.9.38

Sp. copy
kept
in
file.

Subject Est. -

D.L. Segueria, Colaba
D.F.O's office, South
Kandara - Excess
leave salary -
Payment.

P-17 CF

Letter from the CEF
NO. 10606/38 Ds 24-8-38

The Govt are unable to accept the
Chief Engr's recommendation
that the excess leave salary
drawn by the clerk should
be waived.

~~It has been~~

~~suggested to Govt.~~

that the excess leave
amount to ~~up to four months and 12 days~~ ~~from 1st~~
~~salary overdrawn~~

~~by D.L. Segueria~~

The clerk

may either ~~be~~ ^{be permitted} to
adjust ^{this leave} towards
the leave to be earned
hereafter by ~~him~~ ^{him}

to pay back
or the overdraw leave
salary of Rs 77-5-0 ~~be~~
~~waived~~

~~either~~ ~~be~~ ~~paid~~
~~recovered from him~~ ~~in~~ ~~monthly~~
instalments of Rs 3/-
each. If the clerk
chooses the ~~1st~~ ^{first}

19

alternative, he will
not be eligible, for ^{on av. pay.} any leave for
4 more years, to

~~any leave on average.~~

~~pay.~~ This adjustment ^{alternative can be} permitted

~~Can be made only if~~

The Clerk ~~has~~ ^{is likely to continue} for

more years. to serve

~~before attaining~~

~~the age of 55.~~

The CEF is

requested to ascertain

and report which

alternative the Clerk is willing

~~chooses.~~ to check

len ~~20~~
9.9.39 19.9.39

RK
20.9.39

TO The CEF

APD
neg.

20
Sw. 11/12/39
DEVELOPMENT DEPARTMENT.

MEMORANDUM:- No.42-1/39-5, dated 20th September 1939.

Subject:- Establishment - D.L.Sequeira, Clerk, District Forest Officer's Office, South Kanara - Excess leave salary - Payment.

From the Chief Conservator of Forests, No.10606/38, dated 24-8-39.

The Government are unable to accept the Chief Conservator's recommendation that the excess leave salary drawn by the clerk should be waived.

The excess leave amounts to four months and 12 days. The clerk may be permitted either to adjust this leave towards the leave to be earned hereafter by him or to pay back the over-drawn leave salary of Rs.77-5-0 in monthly instalments of ~~Rxxx~~ Rs.3/- each. If the clerk chooses the first alternative, he will not be eligible for any leave on average pay for 4 more ~~year~~ years. This alternative can be permitted only if the clerk is likely to continue in service for full four more years.

The Chief Conservator of Forests is requested to ascertain and report which alternative the clerk is willing to elect.

R.Ramaswami Ayyangar,
Assistant Secretary to Government.

To

The Chief Conservator of Forests.

~~12/20/39~~ Copy

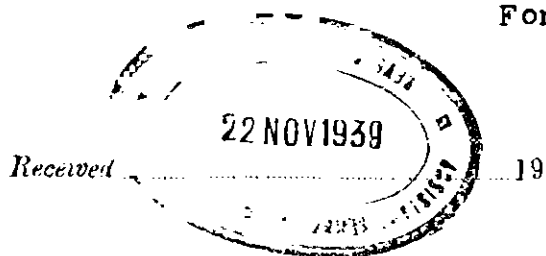
F o r w a r d e d.

(By Order)

M.A.D:-21-9-39.

Superintendent.

Reminded 31.10.39

21
Forest DEPARTMENT.

Received 19 Registered 19

Subject.

Establishment -

D.L. Sequeira- clerk, District Forest
Office, South Kanara- Excess leave
salary - payment.

ENCLOSURES.

0.
.....
pare copies

Reference No. 10606-38-D1.

Station Madras, Dated the 19th November 1939.

From (Name) C.C. Wilson Esq., I.F.S.,
(Designation) Chief Conservator of Forests.

To The Secretary to the Government of Madras,

Development. Department.

Sir,

Reference: Government Memorandum No.42 I-39-5,
Development, dated the 20th September
1939.

D.L. Sequeira, clerk, District Forest Office,
South Kanara has elected^{to take} the first alternative i.e.
he
to adjust the excess leave^{he} has availed towards the
leave to be earned hereafter by him. A copy of his
declaration is enclosed.

P. 22 infra

2. The clerk has put in a service of 23½ years. His present age is 48 and he is likely to continue in service for full four more years.

Amend.
21/11/39.
for Chief Conservator of Forests.

Enc: Copy of declaration.

20/11/39
21 NOV 1939

Enclosure.

Copy of declaration dated 20th October 1939 from
clerk D.L. Sequeira, District Forest Office, South Kanara.
to the Dt. Forest Officer, South Kanara.

With reference to your order R.C.No.2779/38-Cl,
dated 12-10-1939, I beg to state that I am unable to give
any deduction out of my monthly pay which is only Rs.35/-
per month as I have a big family to support. I therefore
abide by the alternative ordered by the Government. I shall
not avail myself leave on average pay for a period of four
more years.

Dev. Dept.

C No 42 I/39

Gr - D.L. Sequeira, clerk D.F. Office South
 Kanara Division - payment of excess
 leave salary - regularisation.

PP 1-2 c/.

PP 3-11 c/.

PP 5 6 c/.

From the C.C. F. Ref. No. 10606-38-D1 D 23-12-38

G. M. G. " 42 I/39-1 D 12-1-39

From the " Ref. No. 10606-38-D1 D 4-5-39

To A.S.

Please see the correspondence in the c/.
 referred to above. In the circumstances
 reported in paras 4 & 5 of the C.C.'s letter
 at P. 6 c/. it is for consideration whether
 his proposal to waive the recovery of
 Rs 77-5-0 will be accepted.

~~The recovery of this may be waived.~~

In this connection it is submitted
 16.5.39. that the contribution of the
 C.C. that the Head Clerk and the
 A.D.O. are not responsible for
 the mistake cannot be accepted.
 At this rate any mistake
 committed in a D.F. or other
 office will go unpunished.
 In this case the Establishment
 Clerk and the Head Clerk should

From 5/6 CF

24

be held responsible for the mistake and the excess amount should be recovered from them. The ~~2-203~~ ^{concerned} ~~for~~ equally responsible and they may be ~~ordered~~ ^{asked} to be more careful in future.

It doubt whether they can be held responsible when they depended on the Accountant ^{un} 18/5/39

After orders are passed on ^{file} 17535 to above, the file may go to Liaison for remarks.

The Accountant alone is to be held responsible and he has acted.

I agree ^{un} 18/5/39

The clerk who has benefited by the mistake should refund. He himself may be a party to the mistake. There is no particular hardship in recovery. He may pay Rs 3 every month.

^{RK} 17535 J ^{un} 18/5/39

Fin:

Sec. No. 42 I/39-2
18-5-39.

Finance (CSR)

Submitted that as Govt. propose to recover from the clerk the leave salary overdrawn by him, no recovery need be made from the Head clerk and the St. Forest Officers concerned.



18418 cm

2. On the point whether any other ^{action} ~~measure~~

25

margin of p. 2 ans

Should be taken against the head clerk and the D. F. O's. The Deputy Secretary considers, that as they depended on the Accountant, who certified the eligibility of the Clerk to the leave, they cannot be held responsible. It seems that persons like head clerks who control and supervise the work of clerks under them ~~should not~~ ^{should not} ~~consist~~ ^{mainly} depend upon statements made by clerks but should satisfy themselves that such statements are correct; otherwise, there is no purpose served by the Govt. creating such posts or ~~burdening~~ ^{entrusting} them with such duties. The District Forest officers also seem to be responsible for the correctness of orders issued by them. In the circumstances, it is for orders whether Finance may suggest that an expression of the poor supervision exercised by the Head Clerk and the D. F. O's be made by the Govt. and conveyed to the officers concerned.

C
6/1
20.5.39
bun
22.5.39

I agree that at least the head clerk shd have exercised greater supervision. If he does not supervise the work of clerks & accountants in matters such as the one at issue in this file there is no justification whatever for his existence.
2 In somewhat similar

~~4~~ 28

circumstances some of the
Rev depts - were allowed to adjust
the excess L.A.P. enjoyed against
L.A.P. subsequently earned.

Dev may if necessary ascertain
whether the Clerk has now to his
credit enough leave on average
pay to be adjusted against the
excess leave on A.P. taken &
if he has whether he is willing
to have the adjustments made. To
the extent that such adjustment is
possible no recovery need be made.



J
23.5.39

Dev.

Dev 14754 I
28-5-39.

In no 18418 C&R
25/5/39
and

Dev. Dept.

J. A. S.

Please see the following note from
P. 2 and 3 and 4.

Para 19 of the Dy Secy's note at P. 3 and 4

The contents will be introduced in the
final draft order to be put up in the
case.

Para 2 of the Dy Secy's note at P. 3 and 4 above

A

27

Attention is invited to the ~~last~~ entries at P. 21 and the last entries in the leave account in the service register below.

The clerk ^{last} took leave on 7-5-1938 for a period of one month on average pay. The leave at credit on 7-6-1938 (when he returned from leave) was 0-0-24 days on average pay. Subsequently he would have earned 1 month + 4 days. Altogether his leave at present may be 1 m. + 28 days on average pay.

~~The entry in the service register~~ The excess of leave on m.c. taken by the clerk is 4 m + 12 da. There is therefore no sufficient leave at his credit to effect the adjustment suggested.

The C.C. may, however, be convinced as to the willingness of the clerk to make the adjustment of the position of the leave now at his credit.

A draft G.O. is submitted for approval.

11/6/39.

8/16
11/6/39.

RR
15.6.39

P. 16. CF

P. 17. CF

Issued as O.M. No. 42-1) 39.3D. 15.6.39
Letter from the C.F. No. 10606/38 D 24.8.39.

To AS.

Please see the O.M. to the C.F. and his reply thereto at pages 16 + 17. CF. In the circumstances

Reported by the C.E.F. it is submitted that the adjustment of the excess leave against the leave to be earned ^{in future} by the clerk may be considered. The clerk may ~~either~~ be given the option of either paying the excess leave salary drawn by him at Rs 3/- per week or of adjusting the leave to be earned by him in future against the

P. 79 of the Fundamental Rules (not put up)

excess leave. ^{After advs are passed, the} ~~Subject to approval~~ file may be sent to the Finance Dept. ~~as draft of Rs to the C.E.F. for remarks.~~

~~Submitted - It may issue after perusal by Finance~~
 1-9-39 20
 1-9-39

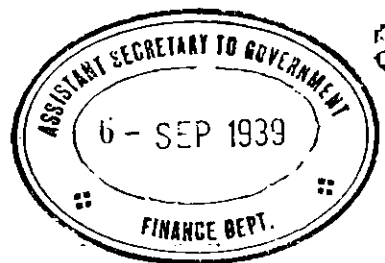
Rs 2934 J Cuo 579/39

Fin:

Dev. wo. 42.1) 39.78
 57:39

Finance (CSR)

(Previous note of Fin: on pp 2-4 ante)



With reference to the suggestion of the Dy. Secy. on page 4 ante, Dev. have ascertained that there is no leave on average pay at credit in the leave account of the clerk. If the excess leave of 0.4.12 already granted is to be adjusted towards leave to be earned hereafter,

35532 C.M.

Page 174

A

A | the clerk will not be eligible for nearly 4 more years to any leave on average pay. Moreover this adjustment can be made only if the clerk has four more years to serve before attaining the age of 55. If the overdrawn leave salary of Rs 77-5-0 is however to be recovered at Rs 3 p.m. as suggested by Dept., it will take 26 months to effect the recovery. ~~Presumably~~ The clerk may choose to pay back the money in view of the disability referred to at A

B

He may leave the choice to the clerk.

15.9.39

A and 4 ante

It is for Sec to consider whether any remarks should be made on the responsibility of

Fin

15.9.39

2. Development propose to embody in the orders to be finally issued the remarks of Dy. Secy on p. 3 ante in the regard to the responsibility of the head clerk in the matter.

15.9.39

15.9.39

Sec.

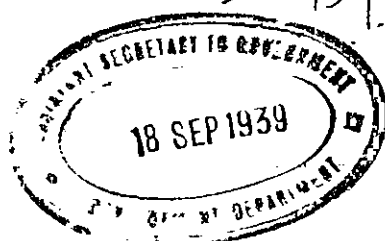
10.9.39
11.9.39

Sec. Dept.

Fin no 3599 2-1087

15.9.39

To A.S.



~~As draft is submitted below.~~ Please see Fin. note at pages 6 & 7 above.

~~2~~ 30

A draft O.M. to the CEF is
Submitted below for approval

kr SA
19.9.39 19.9.39

Issue

RL

Issued as O.M. No. 42-1) 39-5-D-20.9.39 P 20. CF
Receipt letter from the CEF. No. 10606-32. A 21
19.11.39

TO AS

please see the letter
from the CEF. at PP 21 + 22. CF
A draft order is submitted
below for approval.

kr
28.11.39

With ref to Finance Director

merited remarks on p. 7 above,

SPY
29/11/39

this draft may perhaps agree with
the CEF. that the D.F.O. need not be

held responsible for the error

RL
1/12/39

lmo

2/12/39

Para 5 d. 6 CF

we may agree with

the C.C.

lmo

2/12/39

20. B
 4.12.38 4/12 31

G.F. 16.

DRAFT FOR APPROVAL.

Rev. Dept

Date. Initials.

SUBJECT:-

When received for fair copying --

When copied --

When examined --

When signed --

When despatched.

Forest - Est. - D.L.
 Sequiera, blank,
 Dist. Forest Office, South
 Kanara Division -
 Excess leave - Adjustment
 ordered.

READ AGAIN _____, dated _____ 19____

READ ALSO:-

No. 42-1/38 From the Cef, No. 10606/38, dated 23.12.1938 pp 1+2 cf

" P.M. to the Cef " 42-1/38 + D 17-1-1939 pp 3+4 cf

" 13069-1/38 from the Cef " 10606/38. D 4-5-1939 pp 5+6 cf

Order Ms. No. 2940; dated 4-12-1939 p 20. cf

Resolution - Row

A in pp 6+7 inf

In the circumstances
 reported, H.E.
 the Governor of Madras
 is pleased to permit
 Sri D.L. Sequiera,
 blank, Dist. Forest
 Office, South Kanara
 to adjust the excess
 leave of four months and 12 days
 by him towards the
 leave to be earned
 by him hereafter

2/ The Accountant
 Dist. Forest Office, South
 Kanara, who was.

32.

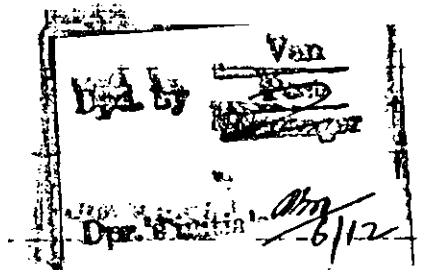
mainly responsible for the irregularity
quant of the leave has already retired
from service. The irregularity could
have been ~~avoided~~
avoided if the Head Comptroller
and clerk had exercised A.M.P. King's
proper supervision over the work of the
Accountant.

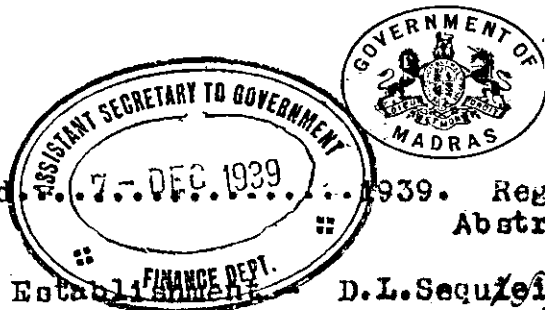
To the CEF ✓
A.C. King ✓

ben
28-11-39
9/12
29-11-39

RK
1-12-39

lms
2/12/39





50210CR

Received.....7-DEC-1939.....1939. Registered.....1939.
Abstract

Forest - Establishment - D.L. Sequiera, clerk, District Forest
Office, South Kanara Division - Excess Leave - Adjustment ordered.

Development Department.

G.O.No.MS. 2940

dated 4th ~~October~~ ^{December} 1939.

Read:-

From the Chief Conservator of Forests, No. 10606/38DI, dated 24th
December 1938.
Memorandum to the Chief Conservator of Forests, No. 42-I/39, dated
17th January 1939.
From the Chief Conservator of Forests, No. 10606/38, dated 4th May 1939
Memorandum to the Chief Conservator of Forests, No. 42-I/39, dated
20th September 1939.
From the Chief Conservator of Forests, No. 10606/39, dated 19th
November 1939.

ORDER :-

In the circumstances reported His Excellency the Governor
of Madras is pleased to permit Sri D.L. Sequiera, Clerk, District
Forest Office, South Kanara to adjust the excess leave of four
months and 12 days availed of by him towards the leave to be earned
by him hereafter.

2. The Accountant, District Forest Office, South Kanara
who was mainly responsible for the irregular grant of the leave
has already retired from service. The irregularity could have
been avoided if the Head clerk had exercised proper supervision over
the work of the Accountant.

(By order of His Excellency the Governor)

V.N. Viswanatha Rao.
Secretary to Government.

To the Chief Conservator of Forests.
To the Accountant-General through Finance department. ✓
(True Copy)

Forwarded

(By order)

C. Venkataravanna Rao
Superintendent.

jn.

— Finance (C.S.R.)

* original at

(A)

(NOT put up)

(K)

Please see copy of G.O. No. 2940^x Rev!
of 4.12.39 received for communication to
the A.G. on pt ~~under~~ C.F. The procedure
ordered in para 1 of it, is not in
accordance with rules, and the A.G.
may not accept it in the absence of
an indication that the orders have been
issued in relaxation of rules, under
Sec. 241(5) of the G.O. & Act, 1935—
Vide G.O. No. 1823 Rev. of 18.7.1938.
Dvt may, therefore, be requested ^{kindly} to
revise the G.O. suitably.

DRP
13-12-39
13-12-39

14/12/39

Dev

Dev.

Dev. Dept.

In No 50210 C.S.R.T
14.12.39

To A.S.



A revised draft
order is submitted below
for approval. It may
be issued ^{after perusal} by
~~the A.G. and the C.F.~~
of Finance.

120
20-12-39

54
20-12-39

As the rules have to be relaxed
in exercise of the powers under
S. 241(5) of the Govt of India Act,
the case would appear to require

Circulation now.

Finance may see the draft before
Circulation

Res
21.12.39

Finance

Dev. wo. 37279-1/29-1
21.12.39

2 Fin (C.S.R.)

(previous Finance note on p. 150)

The revised draft order may be
perused, and the case returned to Devt.

VS
5-1-40

H

6/40

Dev.

Dev. Dept.

To A.S.

~~no further action~~

The draft may issue.

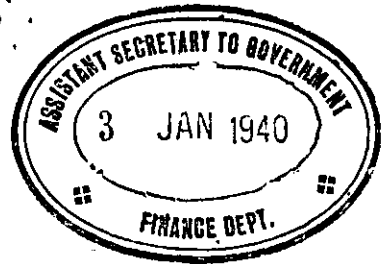
Issue - circulation is not necessary

vid. Rev. note on p. 12 of 236 D 31 1/29

RC
11-1-40

ON
9/1
2/10
16/40

S2



186 CM
4-1-40

Fin. no. 186-1 CM
6-1-40

887-1
8-1-40



TO BE SUBSTITUTED FOR THE G.O. BEARING THE SAME NUMBER AND DATE.

C.F.17.

DRAFT FOR APPROVAL.

Dev. Dept.

	Date.	Initials.	SUBJECT:—
When received for fair copying --	4/12/39		FOREST - Establishment - D.L. Sequeira,
When copied ...	15/11	✓	clerk, District Forest Office, South
When examined..		✓	Kanara Division - Excess leave - Adjustment
When signed ...			ordered.
When despatched.			

READ AGAIN _____, dated _____ 19__

" " _____, dated _____ 19__

READ ALSO:—

No. _____ From the C.C.F. _____, No. 10606/38 dated 23.12.1939.
O.M. to the C.C.F. _____, 42-I/39, 17.1.1939.
,, From the C.C.F. _____, 10606/38, 4.5.1939.
O.M. to the C.C.F. _____, 42-I/39, 20.9.1939.
,, From the C.C.F. _____, 10606-I/38, 19.11.1939.

Order Ms. No. 2940, dated 4th Decr. 1939.
Resolution x Route

Ref. Para. 2 on p. 24.1.
C/o. 1823. Rev (K)
19.7.32

p. 79. 7R and 91.7.R
(Not put up)

Statement at p 2. 9C10
2940. Rev (A)
4.12.39

In the circumstances reported,
H.E. the Governor of Madras, is
pleased under section 241(5) of the
Government of India Act, 1935, to relax
the provisions of rules 81(c) and
87(b) of the Fundamental Rules and to
grant Sri D.L. Sequeira leave on
average pay not due for a period of
four months and 12 days from 1.7.32
to 10.7.1932 and from 3.6.33 to
4.10.33 subject to the condition that
the period of leave on average pay to
be earned ^{by him} hereafter shall be curtailed

by four months and 12 days.

2. The Accountant, District Forest Office, South Kanara who was mainly responsible for the irregular grant of the leave has already retired from service. The irregularity could have been avoided, if the Head clerk had exercised proper supervision over the work of the Accountant.

kn
20.12.39

kn
21.12.39

spk
20.12.39

Para 2 on pp 314 321 of
C/o 2900 Rev (A)
4.12.39

To the C.C.F. ✓
" A.G. thro' Finance. ✓

spk
21/12